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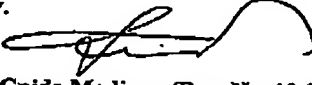
DEC 23 2004

Agent's Docket N. 35106/DOB/rf

**OFFICIAL**

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Milan,  
December 23, 2004

  
Guido Modiano (Reg. No. 19,928)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: )  
Applicant: ZENTI, Maximiliano )  
Ser. No.: 09/913,317 ) Group Art Unit: 3643  
Filed: August 10, 2001 ) Examiner: PARSLEY, D J  
For: SOD COMPRISING AGRICULTURAL COMPONENTS...)

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450 USA

**RENEWED PETITION UNDER 37 CFR. 1.137(b)**

Sir,

In reply to the decision on petition dated October 25, 2004 in the above-identified application, applicant herewith submits a renewed petition to revive, which includes the required petition fee.

Respectfully submitted,

  
Guido Modiano (Reg. No. 19,928)  
Agent for the Applicant

Date: December 23 2004  
Address: Via Meravigli 16, 20123 MILAN-ITALY  
Telephone: (from USA) (011)(39)(02)869-2442  
Telefax: (from USA)(011)(39)(02)863-860

Encl.: Petition to Revive.

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PTO/SB/64 (11-03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)  
35106

First named inventor: **ZENTI Maximiliano**

Application No.: **09/913,317**

Art Unit: **3643**

Filed: **August 10, 2001**

Examiner: **PARSLEY, DAVID J**

Title: **SOD COMPRISING AGRICULTURAL COMPONENTS ...**

Attention: Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee —required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

☒ Small entity-fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in \_\_\_\_\_ dated **Feb. 6, 2004**  
the form of **Amendment in response to the O.A.** (Identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_
- ☒ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

- ☐ has been paid previously on \_\_\_\_\_
- ☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/84 (11-03)

Approved for use 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## 3. Terminal disclaimer with disclaimer fee

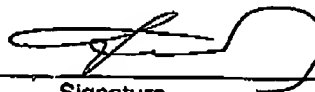
- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

December 23, 2004

Date



Signature

Telephone  
Number: 011 39 02 8590-7777

Guido MODIANO (Reg. No. 19,928)

Typed or printed name

Via Meravigli 16

Address

20123 MILAN Italy, Europe

Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☐ Other: \_\_\_\_\_

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306. / (703) 308-6916

December 23, 2004

Date



Signature

Guido MODIANO (Reg. No. 19,928)

Type or printed name of person signing certificate

[Page 2 of 2]

Application Number 09/913,317  
Art Unit: 3643  
December 23, 2004

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Agent's Docket N. 35106/MEL/rf

Milan,  
December 23, 2004

  
Guido MODIANO (Reg. No. 19,928)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Attention: Office of Petitions

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450 USA

**PAYMENT OF THE PETITION FEE**

The undersigned Agent herewith authorizes the Commissioner of Patents and Trademarks to charge the deposit account number 13-3860 of applicant's agent of record, in the amount of US\$ 750.00 to cover the cost of the Petition for Revival, hereby submitted.

Any deficiency, including extension fee, if any, or overpayment should be charged or credited to the above numbered deposit account.

Respectfully submitted,

  
Guido MODIANO (Reg. No. 19,928)  
Agent for the Applicant

Date: December 23, 2004  
Address: Via Meravigli 16, 20123 MILAN-ITALY  
Telephone: (from USA) (011)(39)(02)8590-7777  
Telefax: (from USA)(011)(39)(02)863-860